

Message Text

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PAGE 01 STATE 203776

53

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COA-02 CG-00 SSO-00 NSCE-00 USIE-00 INRE-00 CIAE-00

DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00 NSC-10 PA-04

PRS-01 SPC-03 SS-20 ACDA-19 DRC-01 /171 R

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FM SECSTATE WASHDC

TO USMISSION USUN NEW YORK IMMEDIATE

UNCLAS STATE 203776

E.O. 11652 N/A

TAGS; UNGA

SUBJ: COMITE 6 - REPORT OF ILC

REF: USUN 3778

1. OPERATIVE PARAGRAPH 5 OF DRAFT RESOLUTION ON INTERNATIONAL LAW COMMISSION (ILC) REPORTED REFTEL "APPROVES THE PROGRAMME OF WORK PLANNED BY THE INTERNATIONAL LAW COMMISSION FOR 1974 AND THE REQUEST FOR A 14 WEEKS' SESSION." ADOPTION OF THIS PARAGRAPH WOULD RESULT IN A SIZABLE BUDGETARY ADD-ON AND THEREFORE WOULD BE CONTRARY TO GENERAL U.S. POLICY OF OPPOSITION TO PROGRAM INCREASES IN INTERNATIONAL ORGANIZATIONS UNLESS SUCH INCREASES ARE COMPENSATED FOR BY THE ELIMINATION, REDUCTION OR POSTPONEMENT OF EXISTING PROGRAMS OF LESSER PRIORITY.

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PAGE 02 STATE 203776

2. BECAUSE OF IMPORTANCE WE ASCRIBE TO ILC WORK PROGRAM

FOR 1974 AND THE IMPRACTIBILITY OF RE-SITING SESSION FROM GENEVA TO A LESS COSTLY LOCATION, WE HAVE SEARCHED FOR COMPENSATING ECONOMIES THAT WOULD PERMIT USDEL TO SUPPORT ILC SESSION OF 14 WEEKS IN 1974. WE BELIEVE THIS BALANCING REDUCTION CAN BE ACHIEVED THROUGH POSTPONEMENT OF THE UN CONFERENCE ON PRESCRIPTION (LIMITATION) IN THE INTERNATIONAL SALE OF GOODS, PRESENTLY SCHEDULED FOR 1974. WE HAVE CONCLUDED THAT HOLDING THIS CONFERENCE IN 1974 RANKS BELOW A 14 WEEK ILC SESSION IN U.S. SCALE OF PRIORITIES AND IN FACT THAT ITS POSTPONEMENT MAY HAVE CERTAIN ADVANTAGES.

3. ACCORDINGLY, USDEL SHOULD SUPPORT RESOLUTION CONTAINED REFTEL AND SHOULD INCLUDE IN EXPLANATION OF VOTE FULL STATEMENT OF CONSIDERATIONS PERMITTING THIS EXCEPTIONAL SUPPORT OF BUDGETARY ADD-ON. STATEMENT SHOULD RE-STATE U.S. POLICY OF ZERO NET PROGRAM INCREASE (SEE STATE 63123 OF APRIL 12, 1972) AND SHOULD INFORM SIXTH COMITE THAT U.S. WILL ACTIVELY SEEK COMPENSATORY REDUCTION THROUGH POSTPONEMENT OF UN CONFERENCE ON PRESCRIPTION (LIMITATION) IN THE INTERNATIONAL SALE OF GOODS. USDEL SHOULD ALSO EXPRESS EXPECTATION THAT ILC WILL REVERT TO 10 WEEKS' SESSION IN 1975. KISSINGER

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